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**MAILED**

**MAR 18 2009**

|                                 |   |                      |
|---------------------------------|---|----------------------|
| In re Application of            | : | OFFICE OF PETITIONS  |
| Moon et al.                     | : |                      |
| Application No. 10/813,767      | : | DECISION ON PETITION |
| Filed: March 31, 2004           | : |                      |
| Attorney Docket No. NECL-04-001 | : |                      |

This is a decision on the petition under the unintentional provisions of 37 CFR 1.137(b), filed February 17, 2009, to revive the above-identified application.

The petition is **GRANTED**.

The application became abandoned for failure to reply in a timely manner to the Notice of Drawing Inconsistency with Specification mailed October 31, 2008. The Notice set a period for reply of one (1) month from the mail date of the Notice or within the time remaining in the time period set forth in the Notice of Allowability mailed October 7, 2008. Accordingly, the application became abandoned on January 8, 2009. A Notice of Abandonment was mailed February 10, 2009.

The petition satisfies the requirements of 37 CFR 1.137(b) in that petitioner has supplied (1) the reply in the form of an Amendment to the Specification, (2) the petition fee of \$810.00, and (3) a proper statement of unintentional delay.

The address given on the petition differs from the address of record. A courtesy copy of this decision is being mailed to the address given on the petition; however, the Office will mail all future correspondence solely to the address of record.

Telephone inquiries concerning this decision should be directed to Joan Olszewski at (571) 272-7751.

This application is being referred to the Office of Data Management for processing into a patent.

/Liana Walsh/  
Liana Walsh  
Petitioner Examiner  
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cc: Jeffery J. Brosemer  
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